

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION**

**WILLIAM R. TUBBS,
ADC # 120585**

PLAINTIFF

v.

CASE NO. 5:13CV00377-BSM-JJV

CORIZON, INC., et al.

DEFENDANTS

ORDER

The proposed findings and partial recommended disposition submitted by United States Magistrate Judge Joe J. Volpe and plaintiff's objections thereto have been received. After carefully considering the objections and making a *de novo* review of the record, it is concluded the proposed findings and partial recommended disposition should be, and hereby are, approved and adopted in their entirety.

IT IS, THEREFORE, ORDERED that:

1. Defendants' motion for summary judgment [Doc. No. 154] is granted.

A. Plaintiff's cell assignment claims are dismissed with prejudice as time-barred.

B. Plaintiff's excessive work claims against defendants Griffin, Kelley, Beard, Burl, Stewart, and Green-Davis are dismissed without prejudice for failure to exhaust administrative remedies.

C. Plaintiff's excessive work claims against defendants Lay, Warner, Glover, and Woods are dismissed with prejudice.

2. It is certified, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma*

pauperis appeal from this Order would not be taken in good faith.

IT IS SO ORDERED this 28th day of August 2015.


UNITED STATES DISTRICT JUDGE